

**§ 390.35 Certificates, reports, and records: Falsification, reproduction, or alteration.**

No motor carrier, its agents, officers, representatives, or employees shall make or cause to make—

(a) A fraudulent or intentionally false statement on any application, certificate, report, or record required by part 325 of subchapter A or this subchapter;

(b) A fraudulent or intentionally false entry on any application, certificate, report, or record required to be used, completed, or retained, to comply with any requirement of this subchapter or part 325 of subchapter A; or

(c) A reproduction, for fraudulent purposes, of any application, certificate, report, or record required by this subchapter or part 325 of subchapter A.

**§ 390.37 Violation and penalty.**

Any person who violates the rules set forth in this subchapter or part 325 of subchapter A may be subject to civil or criminal penalties.

**Subpart C [Reserved]**

**Subpart D—Identification of Vehicles**

AUTHORITY: 49 U.S.C. 10922, 10530, and 11106; 5 U.S.C. 553.

SOURCE: 55 FR 11199, Mar. 27, 1990, unless otherwise noted. Redesignated at 61 FR 54710, Oct. 21, 1996.

**§ 390.401 Applicability.**

These rules govern all for-hire motor carriers except those providing:

(a) Joint, through, regular-route passenger service under continuing lease or interchange arrangements, if the vehicle owner's name and "MC" number are displayed as prescribed at § 390.403, and if the carriers have filed with the Commission's appropriate Regional Director(s) and posted in each terminal and ticket agency on the involved routes a published schedule showing the points between which each joint carrier assumes control and responsibility for the vehicle's operation; and

(b) Nonscheduled, charter, luxury-type passenger service using limousine-

type vehicles with a capacity of six or fewer passengers.

[55 FR 11199, Mar. 27, 1990. Redesignated at 61 FR 54710, Oct. 21, 1996; 62 FR 49942, Sept. 24, 1997]

**§ 390.403 Method of identification.**

Each vehicle operated under its own power shall display on both sides the name (or trade name) and "MC" number(s) of the carrier under whose authority the vehicle is being operated. The "MC" number(s) shall be in the following form: "I.C.C. MC-\_\_\_\_\_" but shall not include any sub numbers. The name of any other person operating the vehicle shall appear on the vehicle following the words "operated by" in addition to the other information required by this section. Additional identification may be displayed if consistent with these rules.

**§ 390.405 Size, shape, and color.**

The name(s) and number(s) prescribed above shall be displayed, by removable device if desired, in letters and figures in sharp color contrast to their background, and they shall be of a size, shape, and color readily legible in daylight from a distance of 50 feet while the vehicle is stationary.

**§ 390.407 Driveaway service.**

In driveaway service, a removable device may be affixed on both sides or at the rear of the single driven vehicle. In a combination driveaway operation, the device may be affixed on both sides of any one unit or at the rear of the last unit.

**PART 391—QUALIFICATIONS OF DRIVERS**

**Subpart A—General**

Sec.

391.1 Scope of the rules in this part; additional qualifications; duties of carrier-drivers.

391.2 General exemptions.

**Subpart B—Qualification and Disqualification of Drivers**

391.11 General qualifications of drivers.

391.13 Responsibilities of drivers.

391.15 Disqualification of drivers.